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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/585,586	06/15/2007	Jung Hee Park	05-500-B	4450
20306	7590	02/20/2009	EXAMINER	
MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP			BEYEN, ZEWDU A	
300 S. WACKER DRIVE			ART UNIT	PAPER NUMBER
32ND FLOOR			2419	
CHICAGO, IL 60606				

  

MAIL DATE	DELIVERY MODE
02/20/2009	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/585,586	PARK, JUNG HEE	
	<b>Examiner</b>	<b>Art Unit</b>	
	ZEWDU BEYEN	2419	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

1) Responsive to communication(s) filed on 11 July 2006.  
 2a) This action is **FINAL**.                    2b) This action is non-final.  
 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

4) Claim(s) 1 and 2 is/are pending in the application.  
 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.  
 5) Claim(s) \_\_\_\_\_ is/are allowed.  
 6) Claim(s) 1 and 2 is/are rejected.  
 7) Claim(s) \_\_\_\_\_ is/are objected to.  
 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

9) The specification is objected to by the Examiner.  
 10) The drawing(s) filed on 11 July 2006 is/are: a) accepted or b) objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  
 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
 a) All    b) Some \* c) None of:  
 1. Certified copies of the priority documents have been received.  
 2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

1) Notice of References Cited (PTO-892)  
 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  
 3) Information Disclosure Statement(s) (PTO/SB/08)  
 Paper No(s)/Mail Date 07/11/2006.

4) Interview Summary (PTO-413)  
 Paper No(s)/Mail Date. \_\_\_\_\_.  
 5) Notice of Informal Patent Application  
 6) Other: \_\_\_\_\_.

## **DETAILED ACTION**

1. Claims 1-2, have been examined and are pending.

### ***Priority***

Acknowledgment is made of applicant's claim for foreign priority under 35 U.S.C. 119(a)-(d). The certified copy has been filed in parent Application No. KR/10-2004-000298, filed on 15/01/2004.

### ***Information Disclosure Statement***

2. An initialed and dated copy of applicant's IDS form 1449 submitted 07/11/2006, is attached to the instant office action.

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claim1 is rejected under 35 U.S.C. 102(b) as being anticipated by Addington et al. to (**US6405239**), hereinafter referred as Addington.

**Regarding claim 1**, Addington teaches a switch router for transmitting IP packet data, comprising: a Switch Link board Assembly (SLA) for switching an ATM packet data inputted from a higher block to an IP Forwarding Control Assembly (IFCA), the SLA further being operative to switch the ATM packet data inputted from the IFCA to the higher block (**col.12 lines 63- 67 and fig.9 disclose Forerunner ATM Switch 908, components such as the SLA and IFCA would be inherent to the elements disclosed by Addington**)

an IFCA for routing the ATM packet data inputted from the SLA to an EtherNet Link board Assembly (ENLA), the IFCA further being operative to route the ATM packet data inputted from the ENLA to the SLA (**col.12 lines 63- 67 and fig.9 disclose a Cisco Router 910, components such as the SLA and IFCA would be inherent to the elements disclosed by Addington**);

an ENLA for converting the ATM packet data routed from the IFCA to an Ethernet data and transmitting the Ethernet data to the higher block, the ENLA further being operative to convert the Ethernet data inputted from the higher block to a local ATM packet data and outputting the local ATM packet data to the IFCA (**col.12 lines 63- 67, and fig.9 disclose Cisco Router 910 converts the ATM encapsulated IP traffic to Ethernet encapsulated traffic, components such as the SLA and IFCA would be inherent to the elements disclosed by Addington**).

***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

The factual inquiries set forth in *Graham v. John Deere Co.*, 383 U.S. 1, 148 USPQ 459 (1966), that are applied for establishing a background for determining obviousness under 35 U.S.C. 103(a) are summarized as follows:

1. Determining the scope and contents of the prior art.
2. Ascertaining the differences between the prior art and the claims at issue.
3. Resolving the level of ordinary skill in the pertinent art.
4. Considering objective evidence present in the application indicating obviousness or nonobviousness.

5. Claim 2 is rejected under 35 U.S.C. 103(a) as being unpatentable over Addington, in view of Blanc et al. to (**US6125114**).

**Regarding claim 2**, Addington does not teach the SLA, the IFCA and the ENLA are connected by fiber optic cable for use in ATM communication.

However, Blanc teaches using fiber optic cable as a connector in ATM communication (**col.18 lines 42-47, and fig.8 disclose switch that uses an optical fiber as a connector**)

Therefore it would have been obvious to one ordinary skill in the art at the time the invention was made to use optical fiber to connect the components of an ATM switch, as suggested by Blanc. This modification would benefit the device of Addington to route and accommodate different formats of data at highest rate.

### ***Conclusion***

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. (See PTO-892).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ZEWDU BEYEN whose telephone number is (571)270-7157. The examiner can normally be reached on Monday thru Friday, 9:30 AM to 6:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hassan Kizou can be reached on 1-571-272-3088. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would

like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Z. B./

Examiner, Art Unit 2419

/Hassan Kizou/

Supervisory Patent Examiner, Art Unit 2419